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Counsel to Defendants TOSHIBA
Toshiba America Inc., Tos

Toshiba America, Inc., TOS
Information Systems, Inc.

*Information Systems, Inc., Toshiba America
Consumer Products LLC, and*

Consumer Products, L.L.C., and Toshiba America Electronic Components

Toshiba America Electronic Components, Inc.

JNUT

UNITED STATES
NORTHERN DISTRICT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Case No. 07-5944 JST
MDL No. 1917

This Document Relates to:

CERTAIN DIRECT ACTION PLAINTIFFS' ACTIONS

**DECLARATION OF SAMUEL J.
SHARP IN SUPPORT OF TOSHIBA'S
MOTION FOR RECONSIDERATION**

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**DECLARATION OF SAMUEL J. SHARP
IN SUPPORT OF TOSHIBA'S MOTION FOR RECONSIDERATION**
Case No. 07-5944 JST
MDL No. 1917

1 I, Samuel J. Sharp, hereby declare as follows:

2 1. I am an attorney with the law firm of White & Case LLP, counsel for
3 Defendants Toshiba Corporation, Toshiba America, Inc., Toshiba America Information
4 Systems, Inc., Toshiba America Consumer Products, L.L.C., and Toshiba America Electronic
5 Components, Inc. (collectively, "Toshiba").

6 2. I submit this declaration in support of Toshiba's Motion for Reconsideration,
7 filed contemporaneously herewith. Except for those matters stated on information and belief,
8 which I believe to be true, I have personal knowledge of the facts stated herein, and I could
9 and would competently testify thereto if called as a witness.

10 3. Attached hereto as **Exhibit 1** is a true and correct copy of the Stipulation And
11 [Proposed] Order Appointing Magistrate Judge Edward A. Infante As Special Master from *In*
12 *re Cisco Systems, Inc. Securities Litigation*, No. 5:01-cv-20418-JW (N.D. Cal. Nov. 4, 2003).
13 This document was accessed via the Northern District of California's Electronic Case Filing
14 System.

15 I declare under penalty of perjury under the laws of the United States of America that
16 the foregoing is true and correct.

17
18 Executed this 13th day of November, 2015, in Washington, DC.
19
20



21 _____
22 Samuel J. Sharp
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CERTIFICATE OF SERVICE

On November 13, 2015, I caused a copy of “DECLARATION OF SAMUEL J. SHARP IN SUPPORT OF TOSHIBA’S MOTION FOR RECONSIDERATION” to be electronically filed via the Court’s Electronic Case Filing System, which constitutes service in this action pursuant to the Court’s order of September 29, 2008.

By: */s/ Lucius B. Lau*
Lucius B. Lau

White & Case LLP
701 Thirteenth Street, NW
Washington, DC 20005

**DECLARATION OF SAMUEL J. SHARP
IN SUPPORT OF TOSHIBA'S MOTION FOR RECONSIDERATION**
Case No. 07-5944 JST
MDL No. 1917

Exhibit 1

1 MILBERG WEISS BERSHAD
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6 -and-
7 PATRICK J. COUGHLIN (111070)
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FREDRIC G. LEVIN (*pro hac vice*)
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15 Co-Lead Counsel for Plaintiffs

16 [Additional counsel appear on signature page.]

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA

19 SAN JOSE DIVISION

20 In re CISCO SYSTEMS, INC. SECURITIES) Master File No. C-01-20418-JW(PVT)
21 LITIGATION)
22 This Document Relates To:) CLASS ACTION
23 ALL ACTIONS.) STIPULATION AND [PROPOSED] ORDER
24) APPOINTING MAGISTRATE JUDGE
EDWARD A. INFANTE AS SPECIAL
DISCOVERY MASTER

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1 WHEREAS, the appointment of a special discovery master will facilitate the efficient
2 management of discovery and discovery disputes in this action;

3 WHEREAS, Magistrate Judge Edward A. Infante is eminently qualified to act as special
4 discovery master in this action;

5 WHEREAS, Magistrate Judge Edward A. Infante has agreed to act as special discovery
6 master in this action;

7 THEREFORE, the parties stipulate as follows:

8 1. Magistrate Judge Edward A. Infante shall act as special discovery master in this case
9 (the "Special Master");

10 2. The Special Master shall manage the discovery process and resolve all disputes
11 arising under Federal Rules of Civil Procedure 26-37 and 45, including those between parties and
12 non-parties;

13 3. All orders issued by the Special Master shall have the same force and effect as if
14 issued by a Magistrate Judge of this Court. Such orders may be appealed to the District Court
15 pursuant to Federal Rule of Civil Procedure 72(a);

16 4. Proceedings before the Special Master shall be in accordance with the Federal Rules
17 of Civil Procedure and the Local Rules of the Northern District of California, except as follows:

18 (a) Unless otherwise ordered by the Special Master, motions shall be served 28
19 days in advance of the hearing date, oppositions shall be served 14 days in advance of the hearing
20 date, and optional replies, if any, may be served seven days in advance of the hearing date;

21 (b) Any party seeking to be heard on shortened time shall comply with the
22 procedures set forth in Local Rules 6 and 7;

23 (c) Briefs may be submitted in formal pleading or letter format, at the option of
24 the moving party;

25 (d) All briefs shall be served by facsimile or hand delivery;

26 (e) Briefs shall have no page limitation;

27 (f) Briefs shall be submitted to Sandra Chan at the JAMS San Francisco office;

1 (g) Hearings before the Special Master may be in person at the JAMS offices in
2 San Francisco or San Jose or by telephone, as requested by the parties and approved by the Special
3 Master;

4 (h) After conferring with all parties on a mutually convenient date, hearing dates
5 shall be scheduled with Sandra Chan at JAMS according to the Special Master's availability;

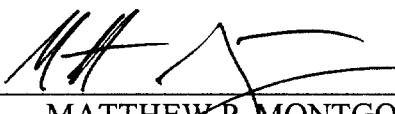
6 (i) The Special Master shall have the authority to conduct status conferences
7 regarding discovery as necessary; and

8 5. Plaintiffs shall bear half of the costs of retaining the Special Master and defendants
9 shall bear the other half.

10 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

11 DATED: November 4, 2003

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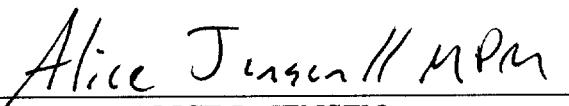
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10 LEVIN, PAPANTONIO, THOMAS, MITCHELL,
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19 Co-Lead Counsel for Plaintiffs

20 I, Matthew P. Montgomery, am the ECF User whose ID and password are being used to file
21 this Stipulation and [Proposed] Order Appointing Magistrate Judge Edward A. Infante Special
22 Discovery Master. In compliance with General Order 45, X.B., I hereby attest that Alice L. Jensen
23 has concurred in this filing.

24 DATED: November 4, 2003

25 CLIFFORD CHANCE US LLP
26 TOWER C. SNOW
27 DEAN S. KRISTY
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39 Daichendt, Judith L. Estrin, Charles H.
40 Giancarlo, Mario Mazzola, Carl Redfield,
41 Michelangelo Volpi, Carol A. Bartz, James F.
42 Gibbons, Steven M. West, Edward R. Kozel and
43 Robert Puette

1 I, Matthew P. Montgomery, am the ECF User whose ID and password are being used to file
2 this Stipulation and [Proposed] Order Appointing Magistrate Judge Edward A. Infante Special
3 Discovery Master. In compliance with General Order 45, X.B., I hereby attest that Bruce C. Gibney
4 has concurred in this filing.

5 DATED: November 4, 2003

6 HELLER, EHRMAN, WHITE & MCAULIFFE
7 BRUCE C. GIBNEY

8 
9

10 BRUCE C. GIBNEY

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15 Counsel for Defendant PricewaterhouseCoopers
16 LLP

17 * * *

18 **ORDER**

19 IT IS SO ORDERED.

20 DATED: _____

21 THE HONORABLE JAMES WARE
22 UNITED STATES DISTRICT JUDGE

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DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and a resident of the County of San Diego, over the age of 18 years, and not a party to or interest in the within action; that declarant's business address is 401 B Street, Suite 1700, San Diego, California 92101.

7 2. That on November 4, 2003, declarant served the STIPULATION AND [PROPOSED]
8 ORDER APPOINTING MAGISTRATE JUDGE EDWARD A. INFANTE AS SPECIAL
9 DISCOVERY MASTER by depositing a true copy thereof in a United States mailbox at San Diego,
10 California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed
11 on the attached Service List.

12 3. That there is a regular communication by mail between the place of mailing and the
13 places so addressed.

14 I declare under penalty of perjury that the foregoing is true and correct. Executed this 4th
15 day of November, 2003, at San Diego, California.

Bonnie M. Naiditch
BONNIE M. NAIDITCH

CISCO (FEDERAL-LEAD)

Service List - 9/30/2003 (201-110-1)

Page 1 of 2

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CISCO (FEDERAL-LEAD)

Service List - 9/30/2003 (201-110-1)

Page 2 of 2

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